ESTTA Tracking number:

ESTTA294879 07/13/2009

Filing date:

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91184042
Party	Plaintiff PEI Licensing, Inc.
Correspondence Address	Kim Kolback Sarah Steinbaum, PA 2541 S.W. 27th Ave, 3rd Floor Miami, FL 33133 UNITED STATES kkolback@bellsouth.net
Submission	Motion to Extend
Filer's Name	Kimberly Kolback
Filer's e-mail	kkolback@bellsouth.net
Signature	/s/ Kimberly Kolback/
Date	07/13/2009
Attachments	motion for extension initial disclosures.pdf ( 1 page )(21606 bytes )

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

PEI Licensing, Inc., Opposer,

vs. Opposition No. 91184042

Application Serial No. 79038911

Charlex, S.A., Mark: MICHEL PERRY

Applicant.

## MOTION FOR EXTENSION OF DEADLINE FOR SERVING INITIAL DISCLOSURES

Opposer, PEI Licensing, Inc., by and through its undersigned attorneys, requests that the Commissioner of the Trademark Trial And Appeal Board ("TTAB") grant this motion for an extension of the deadline for serving Initial Disclosures, and as it basis states as follows:

- 1. The parties' Initial Disclosures are presently due on July 17, 2009.
- 2. On June 2, 2009, the TTAB entered a Notice Of Default against Applicant, in which TTAB ordered that Applicant "...is allowed until thirty days from the mailing date of this order to show cause why judgment by default should not be entered against Applicant in accordance with Fed. R. Civ. P. 55(b).
- 3. To date, Applicant has failed to show cause why judgment by default should not be entered against Applicant, and Opposer is awaiting the potential entry of a default.

Wherefore, Opposer respectfully requests that TTAB grant a thirty (30) day extension of time in which the Opposer may serve Initial Disclosures in this proceeding.

Respectfully submitted,
/s/ Kimberly Kolback/
Kimberly Kolback, Of Counsel
Sarah Steinbaum, P.A.
Counsel for Opposer, PEI Licensing, Inc.
2541 S.W. 27<sup>th</sup> Avenue, Suite 300
Miami, FL 33133

I HEREBY CERTIFY that the document named below is being deposited with U.S. Mail with sufficient pre-paid postage in an envelope addressed to: BEUQCHIC INTERNATIONAL, 1310 Boston Road, Apt. 3C, Bronx, NY 10456-2562.

Name of Document: Motion for Extension, Etc.

Name of Depositor: Kimberly Kolback

Signature of Depositor: /s/ Kimberly Kolback /

Dated: July 13, 2009